



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Gibson, et al.

SERIAL NO.: 09/699,002 GROUP ART UNIT: 1616

FILED: October 26, 2000 EXAMINER: Badio

FOR: HIGH VISCOSITY LIQUID CONTROLLED DELIVERY SYSTEM AND
MEDICAL OR SURGICAL DEVICE

ATTORNEY DOCKET NO.: S0351/249009

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Kathleen Bennett

Commissioner for Patents,
P. O. Box 1450
Alexandria, VA 22313-1450

DATE: March 24, 2004

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Sir:

In response to the Notice of Non-Compliant Amendment dated February 17, 2004, Applicants respectfully re-submit the "Amendments to Claims" section of the Amendment and Response to Office Action, which was filed on February 13, 2004 in response to the Office Action dated August 29, 2003. The attached "Amendments to Claims" section has been modified pursuant to Revised Amendment Practice: 37 CFR 1.21. Please replace pages 2 – 6 of the Amendment and Response to Office Action filed on February 13, 2004 with the attached pages 2 – 6.



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TRANSMITTAL FORM

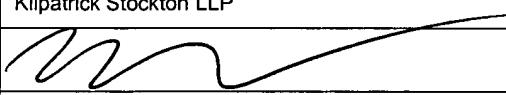
(to be used for all correspondence after initial filing)

		Application Number	09/699,002
		Filing Date	October 26, 2000
		First Named Inventor	Gibson, et al.
		Art Unit	1616
		Examiner Name	Badio
Total Number of Pages in This Submission	1	Attorney Docket Number	S0351/249009

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): -Response to Notice of Non-Compliant Amendment -Return Receipt Postcard
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Bruce D. Gray, Reg. No. 35,799 Kilpatrick Stockton LLP
Signature	
Date	March 29, 2004

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Kathleen Bennett		
Signature		Date	March 24, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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